

~~PART III-UNIFIED LAND DEVELOPMENT AND GROWTH MANAGEMENT CODE~~

~~Chapter 2. Zoning~~

~~Article 2.2. Conventional Zoning Districts~~

~~Division 2.2.4. Industrial~~~~Chapter 3-9-ZONING~~

ARTICLE II. DISTRICT REGULATIONS

Section 2.2.4.1.- 3-9-47. Industrial, light (IL)-General (IG)

- (a) *Intent.* ~~The purpose and intent of this district is to allow various light industrial and higher-intensity commercial uses. All industrial processes shall take place within enclosed buildings. Storage of materials and finished products may be permitted within an enclosed yard with appropriate screens and buffering. The purpose and intent of the industrial, light (IL) district is to permit the designation of suitable locations for and to facilitate the proper development and use of areas devoted to various light industrial and quasi-industrial commercial uses in an environment less restrictive than that required in the industrial, office park (IOP) district. While it is presumed that most industrial processes will take place within enclosed buildings, any activity not taking place within a building shall take place within a yard enclosed by an opaque wall or fence. Further, it is not intended that the IL district be located adjacent to any land used principally for or intended to be used principally for (i.e. zoned but vacant) residential purposes.~~
- (b) *Permitted Principal uses (P) and Structures:* ~~The following uses and structures are permitted in this district:~~
- (1) ~~Emergency services. All uses and structures permitted in the CI district.~~
 - (2) ~~Public building~~~~Wholesaling, warehousing, storage and distribution establishments and similar uses.~~
 - (3) ~~Vocational, trade, or business school~~~~Light manufacturing, processing, including food processing, packaging and fabricating in completely enclosed buildings.~~
 - (4) ~~Heliport, helistop~~~~Printing, lithographing, publishing and similar establishments.~~
 - (5) ~~Mass transit station~~~~Bulk storage yards, but not including bulk storage of flammable liquids.~~
 - (6) ~~Essential services~~~~Outdoor storage yard or lots, provided such outdoor storage yards or lots shall not be located closer than twenty-five (25) feet to any public street; and provided further that this provision shall not permit wrecking yards (including automobile wrecking yards), junkyards or yards used in whole or in part for scrap or salvage operations or for processing, storage, display or sale of any scrap, salvage or secondhand building materials, junk automotive vehicles, or secondhand automotive vehicle parts.~~
 - (7) ~~Paid or public parking lot, garage, structure~~~~Retail and repair establishments for sale or repair of new and used automobiles, motorcycles, trucks or tractors, mobile homes, boats, automotive vehicles parts and accessories (but not junkyards or automotive vehicle wrecking yards), heavy machinery or equipment, farm equipment, retail establishments for sale of farm supplies, lumber and building supplies, monuments and similar uses.~~
 - (8) ~~Commercial laundry~~~~Service establishments catering to commerce and industry, including linen supplies, freight movers, communication services, employment agencies, sign companies, automotive service, truck stops and similar uses.~~
 - (9) ~~Dry cleaner~~~~Vocational, technical, trade and industrial schools, and similar uses.~~
 - (10) ~~Farm equipment, supply establishment~~~~Medical clinic in connection only with industrial activities.~~
 - (11) ~~Lumberyard~~~~Miscellaneous uses such as express offices, telephone exchanges, commercial parking lots and parking garages, motor bus or truck or other transportation terminals and related uses.~~

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- (12) ~~Truck or trailer rental~~~~Radio and television stations and transmitters.~~
- (13) ~~Laboratories, classes 1, 2 and 3, provided central sewer is available.~~~~Gas station with or without retail sales.~~
- (14) ~~Motor vehicle sales~~~~Holistops.~~
- (15) ~~Motor vehicle repair, service.~~
- (16) ~~Motor vehicle wash.~~
- (17) ~~All other manufacturing uses not listed.~~
- (18) ~~Biofuel production, 5,000 gal per day or less. (see Division 3.7.3. Biofuel Production, Storage)~~
- (19) ~~Biofuel production, 15,000 gal per day or less. (see Division 3.7.3. Biofuel Production, Storage)~~
- (20) ~~Carpentry, cabinetmaking.~~
- (21) ~~Dairy, grain, fruit, field crop, and vegetable processing.~~
- (22) ~~Non-retail food production.~~
- (23) ~~Sawmill, machine shop.~~
- (24) ~~Distribution center, wholesaling, warehousing.~~
- (25) ~~Building trades contractor's office with storage yard on-premises.~~
- (26) ~~Heavy machinery, equipment rental, sales, service.~~
- (27) ~~Printing.~~
- (28) ~~Research and testing facility.~~
- (29) ~~Truck stop.~~
- (c) ~~Permitted Accessory Uses and Structures:~~ Uses, including retail sales, and structures which are customarily accessory and clearly incidental and subordinate to permitted principal uses and structures are also permitted in this district; however, no residential facilities shall be permitted in the district except for watchmen or caretakers whose work requires residence on the premises.
- (d) ~~Conditional Use (C):~~ (For rules and regulations for any use designated as a Conditional Use, see Article 3.2. Conditional Uses)
- (1) ~~Mini transfer station. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards")~~
- (2) ~~Minor yard trash processing facility. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards")~~
- (3) ~~Recovered materials processing facility. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards")~~
- (4) ~~Residential household hazardous waste collection center. (see Division 3.7.6. Debris and Waste Facilities)~~
- ~~Section ?? "Special Use Standards")~~ (5) ~~Waste tire collection center. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards")~~

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(6) Telecommunications facility, 50 feet or less in height. (see Division 3.7.5. Communication Towers)~~Section ?? "Special Use Standards")~~

(7) Telecommunications facility, greater than 50 feet in height. (see Division 3.7.5. Communication Towers)

~~Section ?? "Special Use Standards")~~(8) Private off-site parking.

(9) Sexually oriented business.

(10) Outdoor storage yard.

~~(e)~~ Prohibited Uses and Structures:- Any use or structure not specifically or by reasonable implication permitted herein, or permitted by special exception, shall be unlawful in this district, including the following:

(1) Residential dwellings, except as permitted under accessory uses.

(2) Hospitals and clinics, except clinics in connection with industrial activity.

(3) Wrecking yards, including automotive vehicle wrecking yards and junkyards.~~(see Section ?? "Special Use Standards")~~

(4) Chemical and fertilizer manufacture.

(5) Explosives manufacturing.

(6) Paper and pulp manufacture.

(7) Petroleum refining.

(8) Stockyards and feeding pens.

(9) Animal slaughterhouses.

(10) Tanneries with curing or storage of raw hides.

(11) House Place of worship, in accordance with section 3-9-80.1

(12) Any use not conforming to industrial performance standards.

~~(f)~~ Special Exceptions (S):- (For procedure see Division 1.1.5. Special Exceptions)For procedure see section 3-9-7 section 3-9-7, "Special exceptionsExceptions.") The following are special exceptions in this district:

(1) Composting facility. (see Division 3.7.6. Debris and Waste Facilities)~~Section ?? "Special Use Standards")~~Bulk storage of flammable liquids and explosives, subject to the provisions of county and state fire codes.

(2) Materials recovery facility. (see Division 3.7.6. Debris and Waste Facilities)~~Section ?? "Special Use Standards")~~Industrial marinas.

(3) Transfer station. (see Division 3.7.6. Debris and Waste Facilities)~~Section ?? "Special Use Standards")~~Asphalt plants.

(4) AirportConcrete batch plants.

(5) Biofuel production, more than 15,000 gal per day~~Heliports. (see Division 3.7.3. Biofuel Production, Storage)~~

(6) Flammable liquid storage.

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(67) Such other uses as determined by the ~~zoning~~Zoning official~~Official~~ or his/her designee to be:

- a. Appropriate by reasonable implication and intent of the district.
- b. Similar to another use either explicitly permitted in that district or allowed by special exception.
- c. Not specifically prohibited in that district.

The ~~board of zoning appeals~~BZA shall review a favorable determination of the ~~zoning~~Zoning official~~Official~~ under this provision at the time the special exception application is presented to it. An unfavorable determination of the ~~zoning~~Zoning official~~Official~~ or his/her designee shall be appealable pursuant to Division 1.1.1. BZA. ~~section 3-9-6 of these regulations.~~

(g) Development Standards:~~The following development standards shall apply in this district:~~

Minimum lot requirements:

Area, square feet12,000

Width, feet100

Minimum yard requirements:

Front yard, feet25

Side yard:

InteriorNone

Abutting a road, feet15

Abutting water, feet20

Rear yard:

Interior, feet10

Abutting a road, feet25

Abutting water, feet20

Maximum lot coverage by all buildings, percent40

Maximum height of structures, feet60

Accessory buildings, same as principal building.

<u>Lot (min.)</u>	
Area (sq. ft.)	<u>12,000</u>
Width (ft.)	<u>100</u>
<u>Yards (min. ft.)</u>	
Front	<u>10</u>

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<u>Side (interior)</u>	<u>0</u>
<u>Side (street)</u>	<u>10</u>
<u>Rear (interior)</u>	<u>10</u>
<u>Rear (street)</u>	<u>10</u>
<u>Abutting water</u>	<u>20</u>
Bulk (max.)	
<u>Lot Coverage</u>	<u>50%</u>
<u>Height (ft.)</u>	<u>60</u>
<u>Density (units/acre)</u>	<u>0</u>

All uses shall conform to the industrial performance standards as set forth in ~~section 3-9-81~~ section 3-9-81.

Landscape buffers and screening shall be required in this district in accordance with the provisions of Article 4.7. Landscaping and Buffering, ~~article XXII, chapter 3-5~~, of the Code, as the same may be amended.

If the ~~IGL~~ district abuts a residential district, no structure other than screening required pursuant to Article 4.7. Landscaping and Buffering, ~~article XXII, chapter 3-5~~, of the Code, shall be erected closer to the abutting residentially zoned property than twenty-five (25) feet or the building height, whichever is greater.

Where properties lie anywhere on a barrier island or within one thousand two hundred (1,200) feet of the water of Charlotte Harbor, the Gulf of Mexico, Lemon Bay, Gasparilla Sound, Placida Harbor, Red Fish Cove, the Myakka River, the Peace River, or Coral Creek, structures must also be constructed in accordance with ~~section 3-9-98~~ Article 4.12. Waterfront Property.

~~(gh)~~ Signs. Signs shall be in accordance with ~~section 3-9-95~~ Article 4.10. Sign Code.

~~(hi)~~ Off-street parking. Off-street parking shall be in accordance with ~~section 3-9-90~~ Article 4.9. Parking Standards.

~~(Minutes of 12-8-81, § 7; Res. No. 87-255, § 10, 10-20-87; Ord. No. 89-34, § 21, 5-31-89; Ord. No. 94-55, §§ 31, 32, 11-3-94; Ord. No. 2001-031, § 1(r), 6-12-01; Ord. No. 2002-008, § 1, 1-28-02)~~

~~Editor's note~~

These provisions were formerly found in ~~§ 3-9-42~~

Section 2.2.4.2. 3-9-48. Industrial Intensive (II), general (IG).

(a) Intent. The purpose and intent of this district is to allow various heavy industrial uses including those that produce noise, odors, noxious or toxic by-products, increased hazards of fire or explosion, or are generally incompatible with lower intensity land uses. Industrial processes are not required to take place within enclosed buildings. Work areas, and the storage of materials and finished products may be permitted within an enclosed yard with appropriate screens and buffering. ~~The purpose and intent of the industrial, general (IG) district is to permit the designation of suitable locations for and to facilitate the proper development and use of areas devoted to various heavy industrial uses which~~

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~~have the potential of producing extensive adverse impacts on surrounding land uses or resources. Such uses include those which produce noise, odors, noxious or toxic by-products, increased hazards of fire or explosion, or are generally incompatible with lower intensity land uses. In certain cases, such uses may be permitted specifically only as a special exception.~~

- (b) ~~Permitted *principal* Uses (P) and Structures. The following uses and structures are permitted in this district:~~

- ~~(1) Emergency services.~~
- ~~(2) Public building.~~
- ~~(3) Vocational, trade, or business school.~~
- ~~(4) Heliport, helistop.~~
- ~~(5) Mass transit station.~~
- ~~(6) Essential services.~~
- ~~(7) Paid or public parking lot, garage, structure.~~
- ~~(8) Commercial laundry.~~
- ~~(9) Dry cleaner.~~
- ~~(10) Farm equipment, supply establishment.~~
- ~~(11) Lumberyard.~~
- ~~(12) Truck or trailer rental.~~
- ~~(13) Gas station with or without retail sales.~~
- ~~(14) Motor vehicle sales.~~
- ~~(15) Motor vehicle repair, service.~~
- ~~(16) Motor vehicle wash.~~
- ~~(17) All other manufacturing uses not listed.~~
- ~~(18) Biofuel production, 5,000 gal per day or less. (see Division 3.7.3. Biofuel Production, Storage)~~
- ~~(19) Biofuel production, 15,000 gal per day or less. (see Division 3.7.3. Biofuel Production, Storage)~~
- ~~(20) Biofuel production, more than 15,000 gal per day. (see Division 3.7.3. Biofuel Production, Storage)~~
- ~~(21) Carpentry, cabinetmaking.~~
- ~~(22) Dairy, grain, fruit, field crop, and vegetable processing.~~
- ~~(23) Non-retail food production.~~
- ~~(24) Sawmill, machine shop.~~
- ~~(25) Distribution center, wholesaling, warehousing.~~
- ~~(26) Building trades contractor's office with storage yard on-premises.~~
- ~~(27) Heavy machinery, equipment rental, sales, service.~~

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(28) Printing.

(29) Research and testing facility.

(30) Truck stop.

(31) Asphalt plant, concrete batch plant.

(32) ~~(1) Biofuel production, 5,000 gal per day or less.~~

(33) Biofuel production, more than 15,000 gal per day.

(34) ~~)Carpentry, cabinetmaking.~~

(35) Dairy, grain, fruit, field crop, and vegetable processing.

(36) Non-retail food production.

(37) Sawmill, machine shop.

(38) Distribution center, wholesaling, warehousing.

(39) Flammable liquid storage.

(40) Building trades contractor's office with storage yard on-premises.

(41) Heavy machinery, equipment rental, sales, service.

(42) Printing.

(43) Research and testing facility.

(44) Truck stop.

~~— All uses permitted in the IL district.~~

~~(2) Asphalt plants and concrete batch plants.~~

~~(3) Industrial marinas.~~

~~(4) Business machine services and canteen services.~~

~~(5) Essential and emergency services.~~

~~(6) Storage of flammable liquids, subject to the provisions of county and state fire codes.~~

(c) Permitted Accessory Uses and Structures:- Uses and structures which are customarily accessory and clearly incidental to permitted uses and structures are also permitted in this district; however, no residential facility shall be permitted in the district except for watchmen or caretakers whose work requires residence on the premises.

(d) Prohibited Uses and Structures:- Any use or structure not specifically or by reasonable implication permitted herein or permitted by special exception are prohibited in this district:

(1) Residential dwelling units, except as provided under accessory uses.

(2) Hospitals or clinics, except clinics in connection with industrial activity.

(3) Explosives manufacturing.

(4) Paper and pulp manufacture.

(5) Petroleum refining.

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- (6) ~~Houses~~ Place of worship.
- (7) Any use not conforming to industrial performance standards.
- (e) ~~Special Exceptions~~:- (For procedure see ~~section 3-9-7~~ Division 1.1.5. Special Exceptions), "~~Special exceptions~~." The following are special exceptions in this district:
- (1) ~~Auto salvage yard. (see Division 3.6.1. Junkyards and Automobile Wrecking Yards)~~~~Section ?? "Special Use Standards"~~
- (2) ~~Composting facility. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (3) ~~Materials recovery facility. (see Division 3.7.6. Debris and Waste Facilities)~~
~~Section ?? "Special Use Standards"~~
- (4) ~~Soil treatment facilities. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (5) ~~Solid waste combustor. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (6) ~~Solid waste disposal facility. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (7) ~~Transfer station. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (8) ~~Used oil processing facility. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (9) ~~Waste tire processing facility. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (10) ~~Waste tire site. (see Division 3.7.6. Debris and Waste Facilities)~~~~Section ?? "Special Use Standards"~~
- (11) Airport.
- (12) Agricultural industrial activities, leather tanning, wool processing, meat curing.
- (13) Animal and poultry slaughter, stockyards, rendering.
- (14) Fertilizer manufacturing.
- (15) Explosives storage.
- (1) ~~Automobile wrecking yards and junkyards in other than a completely enclosed building, provided that such yards shall be in accordance with section 3-9-82~~
- (2) ~~Any industrial use not specifically permitted or prohibited which is otherwise lawful and which conforms to industrial performance standards.~~
- (3) ~~Explosive storage, subject to the provisions of county and state fire codes.~~
- (4) ~~Stockyards and feeding pens.~~
- (5) ~~Animal slaughterhouses.~~
- (6) ~~Tanneries and the curing or storage of raw hides.~~
- (7) ~~Heliports.~~

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~~(8) Fertilizer manufacturing.~~

~~(169)~~ Such other uses as determined by the zoning official or his/her designee to be:

- a. Appropriate by reasonable implication and intent of the district.
- b. Similar to another use either explicitly permitted in that district or allowed by special exception.
- c. Not specifically prohibited in that district.

The ~~board of zoning appeals~~BZA shall review a favorable determination of the ~~Zoning O~~fficial under this provision at the time the special exception application is presented to it. An unfavorable determination of the ~~Zoning O~~fficial or his/her designee shall be appealable pursuant to ~~section 3-9-6 Division 1.1.1. BZA of these regulations~~. It is expressly intended by these regulations that any use permitted as a principal use or by ~~S~~pecial ~~E~~xception in another zoning district or districts which is not specifically listed in this section is excluded by its omission and cannot be a special exception considered or approved by the ~~board of zoning appeals~~BZA as one permitted by reasonable implication and intent of the district.

(f) Conditional Use (C): (For rules and regulations for any use designated as a Conditional Use, see Article 3.2. Conditional Uses)

~~(1) Mini transfer station. (see Division 3.7.6. Debris and Waste Facilities)~~Section ?? "Special Use Standards")

~~(2) Minor yard trash processing facility. (see Division 3.7.6. Debris and Waste Facilities)~~Section ?? "Special Use Standards")

~~(3) Recovered materials processing facility. (see Division 3.7.6. Debris and Waste Facilities)~~Section ?? "Special Use Standards")

~~(4) Residential household hazardous waste collection center. (see Division 3.7.6. Debris and Waste Facilities)~~

~~Section ?? "Special Use Standards")~~~~(5) Waste tire collection center. (see Division 3.7.6. Debris and Waste Facilities)~~Section ?? "Special Use Standards")

~~(6) Telecommunications facility, 50 feet or less in height. (see Division 3.7.5. Communication Towers)~~

~~Section ?? "Special Use Standards")~~~~(7) Telecommunications facility, greater than 50 feet in height. (see Division 3.7.5. Communication Towers)~~Section ?? "Special Use Standards")

~~(8) Private off-site parking.~~

~~(9) Outdoor storage yard.~~

~~(g) Development Standards: The following development standards shall apply in this district:~~

~~Minimum lot requirements:~~

~~Area, square feet40,000~~

~~Width, feet200~~

~~Minimum yard requirements:~~

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Front yard, feet25

Side yard:

InteriorNone

Abutting a road, feet15

Abutting water, feet20

Rear yard:

Interior, feet10

Abutting a road, feet25

Abutting water, feet20

Maximum lot coverage by all buildings, percent40

Maximum height of structures, feet60

Accessory buildings, same as principal building.

Lot (min.)	
Area (sq. ft.)	40,000
Width (ft.)	200
Yards (min. ft.)	
Front	10
Side (interior)	0
Side (street)	10
Rear (interior)	10
Rear (street)	10
Abutting water	20
Bulk (max.)	
Lot Coverage	45%
Height (ft.)	60
Density (units/acre)	0

All uses shall conform to the industrial performance standards as set forth in ~~section 3-9-81~~ section 3-9-81.

Landscape buffers and screening shall be required in this district in accordance with the provisions of Article 4.7. Landscaping and Buffering~~article XXII, chapter 3-5~~, of the Code as the same may be amended.

If the ~~IG-II~~ district abuts a residential district, no structure other than screening required pursuant to Article 4.7. Landscaping and Buffering~~article XXII, chapter 3-5~~, of the Code, shall be erected closer to the abutting residentially zoned property than twenty-five (25) feet or the building height, whichever is greater.

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Where properties lie anywhere on a barrier island or within one thousand two hundred (1,200) feet of the water of Charlotte Harbor, the Gulf of Mexico, Lemon Bay, Gasparilla Sound, Placida Harbor, Red Fish Cove, the Myakka River, the Peace River, or Coral Creek, structures must also be constructed in accordance with ~~section 3-9-98~~ 4.12. Waterfront Property.

(g) *Signs.* Signs shall be in accordance with ~~section 3-9-95~~ Article 4.10. Sign Code.

(h) *Off-street parking.* Off-street parking shall be in accordance with ~~section 3-9-90~~ Article 4.9. Parking Standards.

~~(Minutes of 12-8-81, § 7; Res. No. 87-255, § 11, 10-20-87; Ord. No. 89-34, § 22, 5-31-89; Ord. No. 94-55, §§ 33, 34, 11-3-94; Ord. No. 2001-031, § 1(s), 6-12-01; Ord. No. 2002-008, § 1, 1-28-02)~~

Editor's note—

These provisions were formerly found in ~~§ 3-9-43~~